

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

John C. Harvey and James W. Cuddihy

Group Art Unit:

Serial No. 08/447,447

Examiner:

Filed May 23, 1995

Atty Dkt 5634.140

For SIGNAL PROCESSING APPARATUS AND METHODS

## RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION -- FILING DATE GRANTED

ATTENTION: APPLICATION PROCESSING DIVISION

SPECIAL PROCESSING AND CORRESPONDENCE BRANCH

Assistant Commissioner of Patents Washington, D.C. 20231

Sir:

In response to the enclosed PTO-1607, Notice to File Missing Parts of Application -- Filing Date Granted, dated June 22 1995, Applicants herewith submit the following:

- [X] Copy of PTO-1607
- [X] Small Entity Declaration, as filed in the parent case, application serial number 08/113,329, filed August 30, 1993; and
- [X] Petition for 1 month extension of time; with check in the amount of \$55.00 to cover the requisite fee.

240 AH 08-3038 09/27/95 08447447 00004 205 65.00CH 5634.140

## <u>REMARKS</u>

Please accord small entity status for the above-referenced patent application. Small entity status was properly established in the parent case, application serial number 08/113,329, filed August 30, 1993, and the instant patent application had small entity status at the applications' filing date. Therefore, pursuant to 37 C.F.R. § 1.9(d), the instant application qualifies for small entity. The application was accompanied by a check in the amount of \$365.00 to cover the filing fee as a small entity. A copy of the Verified Statement Claiming Small Entity Status for a Small Business Concern from the parent case is submitted herewith. Applicants respectfully request that the surcharge be waived.

The Commissioner is hereby authorized to credit Deposit Account No. 08-3038 any amounts charged to this Account in connection with the filing of the instant application. *This sheet is submitted in triplicate.* 

Date: <u>August 23, 1995</u>

**HOWREY & SIMON** 

1299 Pennsylvania Avenue, NW

Washington, D.C. 20004

Tel: (202) 783-0800

Respectfully submitted,

Registration No. 27,836

Attorney for Applicants